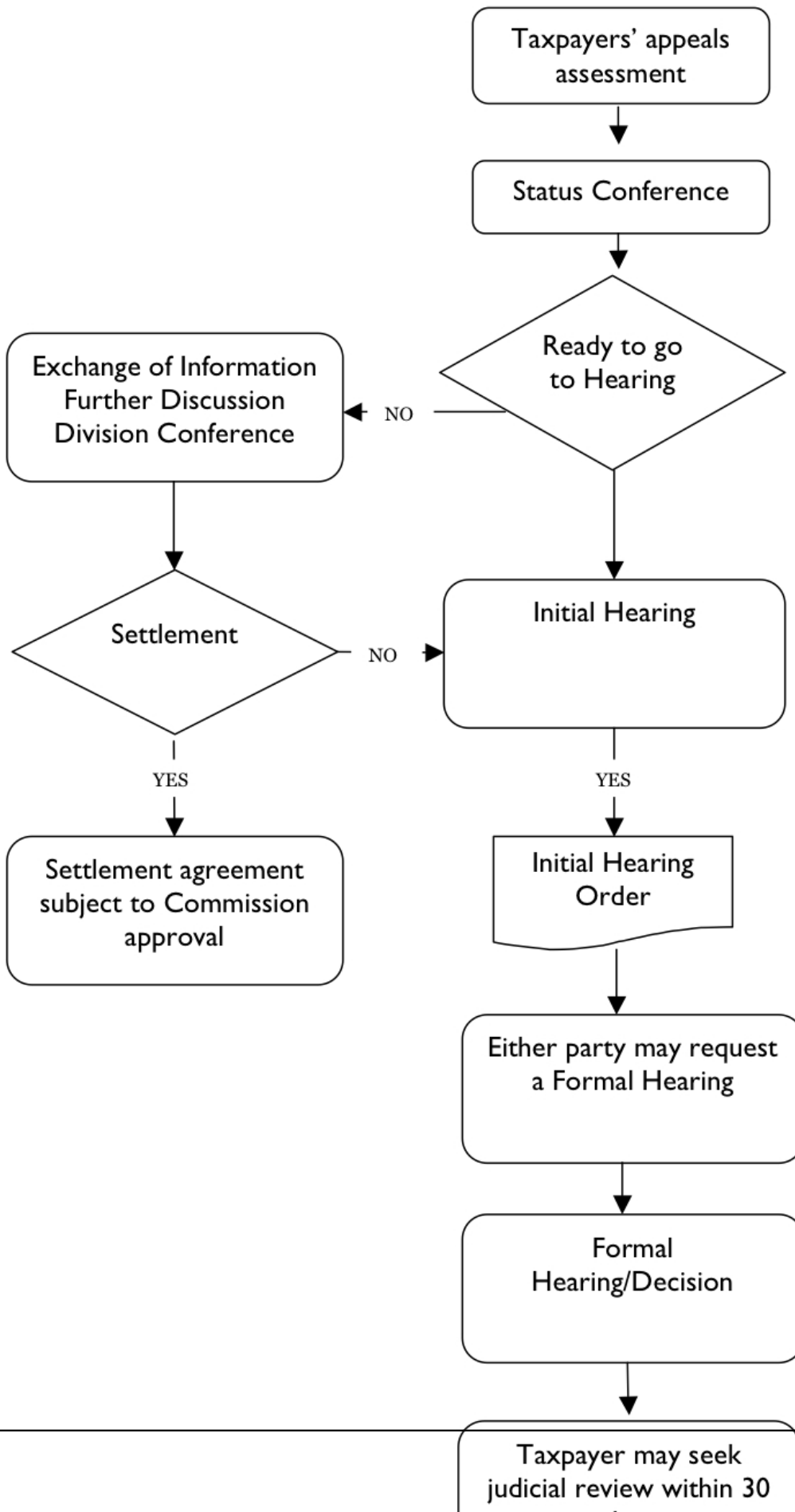


The Commission's Auditing Division issues assessments for deficiencies of individual income tax, corporate franchise tax, sales tax, fuel tax and other tax types. [Click here](#) for detailed information about audits.

A notice of assessment may be appealed through the Commission's appeals process. The taxpayer must file the appeal within 30 days of the date of the notice or the assessment becomes final.

In our experience, most of the disputes arising from income tax audit assessments are resolved through interaction or negotiation between parties. Therefore, most of these appeals are routinely scheduled for a telephone status conference with an Administrative Law Judge, who screens the case, defines the issues and allows the parties additional time to work toward a resolution, if appropriate.



Appeals Process

- Petition for appeal must be filed within 30 days of the assessment notice.
- The matter is generally scheduled for a status conference before an Administrative Law Judge.
- The parties are allowed additional time to exchange information, pursue resolution of associated dispute with IRS or otherwise work toward an agreement to resolve some or all of the pending issues.
- As new information becomes available, the audit findings may be amended or reversed. The parties may enter a settlement agreement that disposes of the appeal.
- If the parties cannot settle the dispute between them, or if the issue is a purely legal matter that requires a decision by the Commission, the matter is scheduled for a hearing.
- The appeal is set for an Initial Hearing, unless waived by the parties. The Commission's Initial Hearing decision is subject to a request for a Formal Hearing.
- The taxpayer may seek judicial review of the Commission's Formal Hearing decision within 30 days.